

HONORABLE MARSHA J. PECHMAN

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

M.C. and S.C., parents of S.C.,

Plaintiffs,

v.

SEATTLE SCHOOL DISTRICT #1,

Defendant

Case No. CV04-1459P

STIPULATION AND AGREED ORDER TO  
EXTEND NOTING DATE IN PLAINTIFFS'  
FRCP 54(d) MOTION

**INTRODUCTION**

Plaintiffs M.C. and S.C. and Defendant Seattle School District ("SSD") agree that the noting date for Plaintiff's Rule 54(d) motion should be moved pursuant to FRCP local rule 7(d)(2)(A) to July 15, 2005, with Plaintiff's Reply due July 14, 2005, to give the parties additional time to engage in settlement negotiations.

STIPULATION AND AGREED ORDER TO  
EXTEND NOTING DATE- 1

Law Offices of Charlotte Cassady  
705 Second Avenue, Suite 1300  
Seattle, Washington 98104  
Phone 206-264-9420  
Fax 206-264-9431

**STIPULATIONS**

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2 1. The parties have arrived at a tentative settlement agreement. Terms that had to  
3 be satisfied in fact by one party appear to have been satisfied. However, the parties are still  
4 negotiating the language of the written settlement agreement containing terms to be satisfied in  
5 the future. No settlement agreement has been executed yet. The parties are requesting an  
6 extension of the noting date in order to avoid further accrual of attorney's fees by Plaintiffs while  
7 the parties negotiate the language of the settlement agreement.  
8

9 2. The parties agree that the noting date of Plaintiffs' FRCP 54(d) motion should  
10 be extended to July 15, 2005 in order to give the parties additional time to engage in settlement  
11 negotiations and, if the case settles, to draft and execute a settlement agreement.

12 3. The parties agree that the Plaintiffs filed their Rule 54(d) motion in a timely  
13 fashion and that no prejudice should result from this extension.  
14

15 ss/ Charlotte Cassady  
16 Charlotte Cassady  
Attorney for Plaintiffs  
17

18 s/Tracy M. Miller  
19 Tracy M. Miller, WSBA #24281  
Of Karr Tuttle Campbell  
Attorneys for Defendant  
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**ORDER**

21  
22 THIS COURT, having considered the stipulations set forth above and the pleadings,  
23 motions, and other papers submitted in the above-captioned cause by both Plaintiffs and Defendant,  
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STIPULATION AND AGREED ORDER TO  
EXTEND NOTING DATE- 2

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1           ORDERS that the noting date for Plaintiffs' Rule 54(d) motion shall be extended to July  
2 15, 2005 pursuant to FRCP 7(d)(2)(A) and that this shall have no effect on the timeliness of  
3 Plaintiffs' FRCP 54(d) motion for attorney's fees and costs.

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5           DONE IN OPEN COURT this \_\_7th\_ day of \_\_\_\_July\_\_\_\_\_, 2005.

6  
7           \_\_\_\_/s Marsha J. Pechman\_\_\_\_\_  
8 Honorable Marsha J. Pechman

9  
10          Respectfully submitted, this 27 day of July, 2005, by

11          Ss/ Charlotte Cassady  
12 Charlotte Cassady  
13 Attorney for Plaintiffs

14          s/Tracy M. Miller  
15 Tracy M. Miller, WSBA #24281  
16 Of Karr Tuttle Campbell  
17 Attorneys for Defendant  
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STIPULATION AND AGREED ORDER TO  
EXTEND NOTING DATE- 3

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